



Department of Corrections
ADMINISTRATIVE BULLETIN

Subject: AMENDMENT TO PENAL
CODE SECTION 457.1
ARSON REGISTRATION

Number:

96/8

Date Issued:

April 17, 1996

Cancelled Effective:

The purpose of this Administrative Bulletin is to reiterate existing law and announce changes in the law as they relate to the registration of arson offenders.

Department Operations Manual (DOM) subsection 74070.22, Registration Requirements, states Penal Code (PC) Section 290(b), PC Section 457.1(c), and Health and Safety Code Section 11590 mandate that officials in charge of the place of confinement shall inform the inmate of their registration requirements if convicted of certain sex, arson, and narcotics offenses upon their discharge, parole, or release.

Pursuant to Assembly Bill 8X, Chapter 11, effective November 30, 1994, PC Section 457.1 requires all persons convicted of arson or attempted arson under PC Sections 451 and 453, and who were sentenced to prison on or after November 30, 1994 to register as arson offenders.

This amendment makes it mandatory for the court to impose a requirement that the person **shall** register with the chief of police or sheriff of the city or county in which he or she resides, within 30 days of coming into any city or county in which he or she expects to reside or is temporarily domiciled for at least 30 days. The court **shall** impose this requirement and if it does not, the case shall be submitted to the Legal Processing Unit for referral to the sentencing court.

The duty to register under PC Section 457.1 for offenses adjudicated by a juvenile court shall cease ten years after the adjudication of the offense for which the registration was required.

Pursuant to PC Section 4852.01, any person who is required to register under PC Section 457.1 may petition the sentencing court for a certificate of rehabilitation. Upon obtaining a certificate of rehabilitation that person shall be relieved of any further duty to register under this section. This certificate shall not relieve the person of the duty to register for any future convictions under this section.

Whenever any person is released on parole and is required to register under PC Section 457.1, but fails to do so within the time prescribed, the Board of Prison Terms (BPT) shall order the parole of that person revoked pursuant to PC Section 3057. This parole violation shall constitute a mandatory referral to the BPT.



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Please inform all persons concerned of the contents of this bulletin which shall remain in effect until incorporated into the appropriate section(s) of DOM. Any inquiries concerning this Administrative Bulletin should be directed to Judith Metz, Chief, Correctional Case Records Services, at (916) 445-9652 or CALNET 485-9652.

GREGORY W. HARDING
Chief Deputy Director
Support Services